

MESSAGE NO: 5324301 MESSAGE DATE: 11/20/2015

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: COR-Correction

FR CITE: 68 FR 27781 FR CITE DATE: 05/21/2003

REFERENCE MESSAGE # 2183204, 3212201, 3363201,
(s): 7166202

CASE #(s): A-570-867

EFFECTIVE DATE: 07/31/2003 COURT CASE #:

PERIOD OF REVIEW: 09/19/2001 TO 03/31/2003

PERIOD COVERED: TO

Notice of Lifting of Suspension Date: 07/31/2003

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Correction of message 3212201, dated 07/31/2003 concerning the antidumping duty order on automotive replacement glass windshields from the PRC (A-570-867)

1. This is a correction to message 3212201, dated 07/31/2003, to correct the dates in the header and for the period of review for one company.
2. The beginning date of the period of review in the header, 09/19/2002 was incorrect. The correct dates for the period of review are 09/19/2001 to 03/31/2003. In addition, the correct period of review for the firm Xinyi Automotive Glass (Shenzhen) Company, Limited, A-570-867-002, is 02/12/2002 to 03/31/2003 as explained in paragraph 6 of this message. We have also updated paragraphs 2 and 3 of message 3212201 with respect to the applicable liquidation instructions. These updates are reflected in paragraphs 4, 5 and 6 below. Below is the fully corrected message.
3. Commerce does not automatically conduct administrative reviews of antidumping duty orders. Instead, reviews must be requested pursuant to section 751(a)(1) of the Tariff Act of 1930, as amended, and in accordance with 19 CFR 351.213.
4. Commerce has not received a request for an administrative review of the antidumping duty order for the period and on the merchandise identified below except for the firms listed in paragraphs 5 and 6. Therefore, in accordance with 19 CFR 351.212(c), you are to liquidate all entries for all firms that are not in paragraphs 5 and 6 and assess antidumping duties on merchandise entered, or withdrawn from warehouse, for consumption at the cash deposit or bonding rate in effect on the date of entry:

Product: Automotive Replacement Glass

Country: the People's Republic of China

Case number: A-570-867

Period: 09/19/2001 through 03/31/2003

5. Entries of merchandise produced by the firms listed below, and entered, or withdrawn from warehouse, for consumption during the period 09/19/2001 through 03/31/2003 should be

liquidated pursuant to the following messages:

Company: Fuyao Glass Industry Group Company, Limited

Case Number: A-570-867-001

Message: 4358203 dated 12/23/2004

Company: Shenzhen CSG Automotive Glass Company, Limited

Case Number: A-570-867-003

Message: 3363201 dated 12/29/2003

Company: Changchun Pilkington

Case Number: A-570-867-004

Message: 4356201 dated 12/21/2004

Company: Guilin Pilkington Safety Glass Company, Limited

Case Number: A-570-867-005

Message: 4356201 dated 12/21/2004

Company: Wuhan Yaohua Pilkington Safety Glass Company, Limited

Case Number: A-570-867-006

Message: 4356201 dated 12/21/2004

Company: TCG International, Inc.

Case Number: A-570-867-007

Message: 3363201 dated 12/29/2003

Company: Shanghai Yaohua Pilkington Autoglass Company, Limited

Case Number: A-570-867-008

Message: 4356201 dated 12/21/2004

Company: Peaceful City, Limited

Case Number: A-570-867-009

Message: 4342202 dated 12/07/2004

Company: Dongguan Kongwan Automobile Glass, Limited

Case Number: A-570-867-010

Message: 4342202 dated 12/07/2004

6. For Xinyi Automotive Glass (Shenzhen) Company, Limited, A-570-867-002, the period of review is 02/12/2002 through 03/31/2002 (see 68 FR 52893, 52894, 09/08/2003). Entries of merchandise produced or exported by this firm and entered, or withdrawn from warehouse, for consumption on or after 02/12/2002 should be liquidated pursuant to message 8129202 dated 05/08/2008. Entries of merchandise produced by this firm entered or withdrawn from warehouse for consumption during the period 09/19/2001 through 02/11/2002 should be liquidated pursuant to message 2183204 dated 07/02/2002.
7. Message 3212201 dated 07/31/2003 constitutes the notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 4.
8. Effective 04/04/2007, the antidumping duty order on automotive replacement glass windshields from the People's Republic of China was revoked as explained in message 7166202 dated 06/15/2007.
9. There are no injunctions applicable to the entries covered by this instruction.
10. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.
11. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

12. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by CLU: GL.)

13. There are no restrictions on the release of this information.

Sherri L. Hoffman

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party